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By: **Delegates Rosenberg and Weldon**  
Introduced and read first time: February 25, 2004  
Assigned to: Rules and Executive Nominations

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Procurement - Officials and Employees - Use of Prestige of Office**  
3                                   **Prohibited**

4 FOR the purpose of prohibiting an official or employee, during the course of certain  
5 procurement activities, from intentionally using the prestige of office or public  
6 position of the official or employee for the private gain of certain persons; and  
7 generally relating to the prohibition on the use by an official or employee of the  
8 individual's prestige of office or public position during a procurement.

9 BY repealing and reenacting, with amendments,  
10 Article - State Government  
11 Section 15-506  
12 Annotated Code of Maryland  
13 (1999 Replacement Volume and 2003 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16                                   **Article - State Government**

17 15-506.

18 (a) (1) An official or employee may not intentionally use the prestige of  
19 office or public position for that official's or employee's private gain or that of another.

20 [(b)] (2) The performance of usual and customary constituent services,  
21 without additional compensation, is not prohibited under [subsection (a) of this  
22 section] PARAGRAPH (1) OF THIS SUBSECTION.

23 (B) DURING THE SOLICITATION AND PRIOR TO THE AWARD OF A  
24 PROCUREMENT CONTRACT, AN OFFICIAL OR EMPLOYEE MAY NOT INTENTIONALLY  
25 USE THE PRESTIGE OF OFFICE OR PUBLIC POSITION FOR THE PRIVATE GAIN OF:

26 (1) THE OFFICIAL OR EMPLOYEE; OR

1                   (2)       A PARTY COMPETING FOR A PROCUREMENT CONTRACT, INCLUDING  
2 A PERSON ENGAGED OR TO BE ENGAGED AS A REGULATED LOBBYIST ON BEHALF OF  
3 THE PARTY.

4       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
5 effect October 1, 2004.